



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nemerow et al.

Serial No.: 09/903,327

Filed: July 10, 2001

For: **BIFUNCTIONAL MOLECULES AND
VECTORS COMPLEXED THEREWITH
FOR TARGETED GENE DELIVERY**

Art Unit: 1632

Examiner: Not yet assigned

I hereby certify that this paper and the attached papers are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents

P.O. Box 2327

Arlington, VA 22202, on this date,

08/02/02

Date

Kimila Carraway
Kimila Carraway

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REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

Sir:

Attached is a copy of the Corrected Filing Receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.

Under **DOMESTIC PRIORITY DATA AS CLAIMED BY APPLICANT**, please insert the following CORRECTED Priority Information:

--THIS APPLICATION CLAIMS BENEFIT OF PRIORTIY TO 60/325,781, 07/10/2001
CONVERTED FROM 09/613,017, 07/10/2000--

Applicants respectfully request that this error be corrected and Applicants be provided a new Official Filing Receipt.

U.S.S.N. 09/903,327

Nemer w et al.

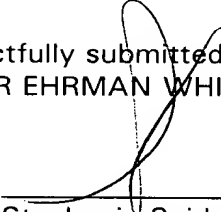
REQUEST FOR CORRECTED FILING RECEIPT



The Commissioner is hereby authorized to charge any fee, including that submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP.

By:


Stephanie Seidman
Registration No. 33,779

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Attorney Docket 22908-1228B

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/903,327	07/08/2001	1632	1182	22908-1228B	0	39	1

STEPHANIE SEIDMAN
HELLER EHRMAN WHITE & MCAULIFFE LLP
4350 LA JOLLA VILLAGE DRIVE, 7th FL.
SAN DIEGO, CA 92122-1246CONFIRMATION NO. 7374
CORRECTED FILING RECEIPT

OC000000008384044

Date Mailed: 07/01/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Glen R. Nemerow, Encinitas, CA;
Erguang Li, San Diego, CA;

Assignment For Published Patent Application

The Scripps Research Institute;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/325,781-07/10/2000-ABN-

Foreign Applications

60/325,781, 07/10/2001
CONVERTED FROM 09/613,017, 07/10/2000

If Required, Foreign Filing License Granted 08/30/2001

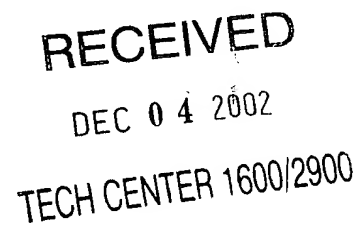
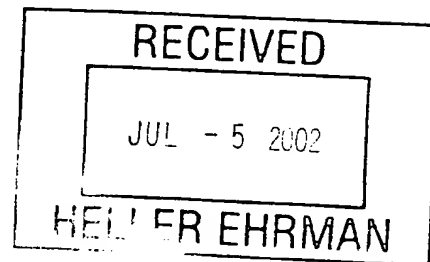
Projected Publication Date: 09/05/2002

Non-Publication Request: No

Early Publication Request: No

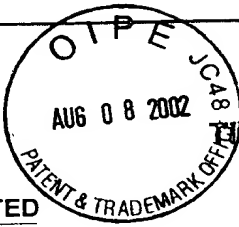
Title

Bifunctional molecules and vectors complexed therewith for targeted gene delivery



Preliminary Class

435

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The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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NOT GRANTED

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Dec 11/9/02
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO./TITLE
09/903,327	07/10/2001	Glen R. Nemerow	22908-1228B

CONFIRMATION NO. 7374

24961
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OC000000009161808

Date Mailed: 11/26/2002

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RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

DEC 04 2002

Domestic Continuity and Foreign Priority

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In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order:
Country, Application number, Filing date.

☒ **This application is the result of a conversion from a utility application. Priority based on such application cannot be made since it no longer exists as a utility application.**

☐ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.

☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.

☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.



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